Case 19-50439 Doc 1 Filed 07/23/19 Entered 07/23/19 11:36:48 Desc Main

Fill in this information to identify your case:	
United States Bankruptcy Court for the:	
Western District Of North Carol	<u>lina</u>
Case number (If known):	Chapter you are filing under:  Chapter 7
	☐ Chapter 11 ☐ Chapter 12
	☐ Chapter 13

### Official Form 101

**Identify Yourself** 

About Debtor 1:

Part 1:

### **Voluntary Petition for Individuals Filing for Bankruptcy**

12/17

About Debtor 2 (Spouse Only in a Joint Case):

xxx - xx - \_\_\_\_ \_\_\_

**9** xx - xx -\_\_\_\_\_

OR

The bankruptcy forms use you and Debtor 1 to refer to a debtor filing alone. A married couple may file a bankruptcy case together—called a joint case—and in joint cases, these forms use you to ask for information from both debtors. For example, if a form asks, "Do you own a car," the answer would be yes if either debtor owns a car. When information is needed about the spouses separately, the form uses Debtor 1 and Debtor 2 to distinguish between them. In joint cases, one of the spouses must report information as Debtor 1 and the other as Debtor 2. The same person must be Debtor 1 in all of the forms.

Be as complete and accurate as possible. If two married people are filing together, both are equally responsible for supplying correct information. If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write your name and case number (if known). Answer every question.

1.	Your full name		
	Write the name that is on your government-issued picture identification (for example,	Mark First name	First name
	your driver's license or passport).	Joseph Middle name	Middle name
	Bring your picture identification to your meeting with the trustee.	Volak Last name	Last name
	with the trustee.	Suffix (Sr., Jr., II, III)	Suffix (Sr., Jr., II, III)
2.	All other names you		
	have used in the last 8 years	First name	First name
	Include your married or maiden names.	Middle name	Middle name
		Last name	Last name
		First name	First name
		Middle name	Middle name
		Last name	Last name

(ITIN)

your Social Security number or federal

Individual Taxpayer

Identification number

xxx - xx - 8 0 6 6

**9** xx - xx -\_\_

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Mark Joseph Volak Debtor 1

IVIAIN JUSE	pri voiak
First Name	Middle Name

Last Name

Case number (if known)\_

		About Debtor 1:	About Debtor 2 (Spouse Only in a Joint Case):
4.	Any business names and Employer Identification Numbers	☐ I have not used any business names or EINs.	☐ I have not used any business names or EINs.
	(EIN) you have used in the last 8 years	fdba Compass Building & Realty LLC Business name	Business name
	Include trade names and doing business as names	fdba Compass Homes LLC Business name	Business name
		2 T - 0 6 8 5 4 0 4	EIN
		EIN — - — — — — — — — See Attachment 1	EIN
5.	Where you live		If Debtor 2 lives at a different address:
		113 Chaska Loop  Number Street	Number Street
		Number Street	
		Troutman NC 28166	200
		City State ZIP Code  IREDELL	City State ZIP Code
		If your mailing address is different from the one above, fill it in here. Note that the court will send any notices to you at this mailing address.	If Debtor 2's mailing address is different from yours, fill it in here. Note that the court will send any notices to this mailing address.
		Number Street	Number Street
		P.O. Box	P.O. Box
		City State ZIP Code	City State ZIP Code
6.	Why you are choosing	Check one:	Check one:
	this district to file for bankruptcy	Over the last 180 days before filing this petition, I have lived in this district longer than in any other district.	Over the last 180 days before filing this petition, I have lived in this district longer than in any other district.
		☐ I have another reason. Explain. (See 28 U.S.C. § 1408.)	☐ I have another reason. Explain. (See 28 U.S.C. § 1408.)

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Debtor 1 Mark Joseph Volak
First Name Middle Name Last Name

Case number (if known)

Last Name

Pa	Tell the Court Abo	ut Your B	ankrup	otcy Case					
7.	The chapter of the Bankruptcy Code you	Check o	ne. (For ruptcy (F	a brief description of each Form 2010)). Also, go to th	, see <i>Notic</i> e top of pa	ce Required by 11 age 1 and check th	U.S.C. § 342(b) for Individuals Filing appropriate box.		
	are choosing to file under	🛛 Cha	☑ Chapter 7 ☐ Chapter 11						
		☐ Chap							
		☐ Chap	oter 12						
		☐ Chap	oter 13						
8.	How you will pay the fee	local your	eck with the clerk's office in your y, if you are paying the fee order. If your attorney is pay with a credit card or check						
			-	-	•	•	tion, sign and attach the		
		Аррі	ication	for Individuals to Pay 1	he Filing	Fee in Installme	nts (Official Form 103A).		
		By la less pay	aw, a ju than 15 the fee	dge may, but is not requote of the official pover	uired to, v ty line tha choose th	waive your fee, a at applies to you iis option, you m	ion only if you are filing for Chapter 7. and may do so only if your income is r family size and you are unable to ust fill out the <i>Application to Have the</i> with your petition.		
9.	Have you filed for	☐ No							
	bankruptcy within the last 8 years?		District	WDNC	When	12/20/2017 MM / DD / YYYY	Case number <u>17-50757</u>		
			District		When		Case number		
			District		\A/I= = -=	MM / DD / YYYY	One work or		
			District		When	MM / DD / YYYY	Case number		
	A								
10.	Are any bankruptcy cases pending or being	<b>X</b> No							
	filed by a spouse who is not filing this case with	☐ Yes.							
	you, or by a business partner, or by an affiliate?		District		vvnen	MM / DD / YYYY	Case number, if known		
	unnato.		Debtor				Relationship to you		
			District		When		Case number, if known		
						MM / DD / YYYY			
11.	Do you rent your residence?	XI No. ☐ Yes.	☐ No☐ Ye	our landlord obtained an ev	About an		? t Against You (Form 101A) and file it as		

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Debtor 1 Mark Joseph Volak
First Name Middle Name Last Name

Case number (if known)

Case number (if known)

	Are you a sole proprietor	No.	Go to Part 4.				
	of any full- or part-time business?	☐ Yes.	Name and location of bu	usiness			
	A sole proprietorship is a						
	business you operate as an individual, and is not a separate legal entity such as a corporation, partnership, or		Name of business, if any  Number Street				
	LLC. If you have more than one						
	sole proprietorship, use a separate sheet and attach it						
	to this petition.		City		State	ZIP Code	
			Check the appropriate b	box to describe your b	usiness:		
			☐ Health Care Busines	ss (as defined in 11 U	.S.C. § 101(27A))		
			☐ Single Asset Real E	state (as defined in 1	1 U.S.C. § 101(51B)	)	
			☐ Stockbroker (as def	ined in 11 U.S.C. § 10	)1(53A))		
			☐ Commodity Broker (	(as defined in 11 U.S.	C. § 101(6))		
			☐ None of the above				
	11 U.S.C. § 101(51D).	☐ Yes.	the Bankruptcy Code.  I am filing under Chapte Bankruptcy Code.	ər 11 and I am a small	business debtor acc	cording to the definition in	the
aı	rt 4: Report if You Own	or Have	Any Hazardous Prop	perty or Any Prope	erty That Needs	Immediate Attention	
ı.	Do you own or have any	or Have	Any Hazardous Prop 	perty or Any Prope	erty That Needs	Immediate Attention	
.	Do you own or have any property that poses or is	<b>☑</b> No	Any Hazardous Prop  What is the hazard?	perty or Any Prope	erty That Needs	Immediate Attention	
.	Do you own or have any	<b>☑</b> No		perty or Any Prope	erty That Needs	Immediate Attention	
.	Do you own or have any property that poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety?	<b>☑</b> No	What is the hazard?			Immediate Attention	
	Do you own or have any property that poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety? Or do you own any property that needs	<b>☑</b> No	What is the hazard?				
	Do you own or have any property that poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety? Or do you own any property that needs immediate attention?  For example, do you own perishable goods, or livestock that must be fed, or a building	<b>☑</b> No	What is the hazard?	is needed, why is it ne	eeded?		
	Do you own or have any property that poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety? Or do you own any property that needs immediate attention?  For example, do you own perishable goods, or livestock that must be fed, or a building	<b>☑</b> No	What is the hazard?  If immediate attention	is needed, why is it ne	eeded?		

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Debtor 1 Mark Joseph Volak

Name Middle Name Last Name

Case number (if known)\_\_\_\_\_

#### Part 5:

#### **Explain Your Efforts to Receive a Briefing About Credit Counseling**

 Tell the court whether you have received a briefing about credit counseling.

The law requires that you receive a briefing about credit counseling before you file for bankruptcy. You must truthfully check one of the following choices. If you cannot do so, you are not eligible to file.

If you file anyway, the court can dismiss your case, you will lose whatever filing fee you paid, and your creditors can begin collection activities again.

#### **About Debtor 1:**

You must check one:

I received a briefing from an approved credit counseling agency within the 180 days before I filed this bankruptcy petition, and I received a certificate of completion.

Attach a copy of the certificate and the payment plan, if any, that you developed with the agency.

☐ I received a briefing from an approved credit counseling agency within the 180 days before I filed this bankruptcy petition, but I do not have a certificate of completion.

Within 14 days after you file this bankruptcy petition, you MUST file a copy of the certificate and payment plan, if any.

☐ I certify that I asked for credit counseling services from an approved agency, but was unable to obtain those services during the 7 days after I made my request, and exigent circumstances merit a 30-day temporary waiver of the requirement.

To ask for a 30-day temporary waiver of the requirement, attach a separate sheet explaining what efforts you made to obtain the briefing, why you were unable to obtain it before you filed for bankruptcy, and what exigent circumstances required you to file this case.

Your case may be dismissed if the court is dissatisfied with your reasons for not receiving a briefing before you filed for bankruptcy.

If the court is satisfied with your reasons, you must still receive a briefing within 30 days after you file. You must file a certificate from the approved agency, along with a copy of the payment plan you developed, if any. If you do not do so, your case may be dismissed.

Any extension of the 30-day deadline is granted only for cause and is limited to a maximum of 15 days.

I am not required to red	eive a	briefing	about
credit counseling beca	use of	:	

☐ Incapacity. I have a mental illness or a mental deficiency that makes me

incapable of realizing or making rational decisions about finances.

☐ **Disability.** My physical disability causes me to be unable to participate in a

to be unable to participate in a briefing in person, by phone, or through the internet, even after I reasonably tried to do so.

Active duty. I am currently on active military duty in a military combat zone.

If you believe you are not required to receive a briefing about credit counseling, you must file a motion for waiver of credit counseling with the court.

### About Debtor 2 (Spouse Only in a Joint Case):

You must check one:

_	I received a briefing from an approved credit
	counseling agency within the 180 days before
	filed this bankruptcy petition, and I received a
	certificate of completion.

Attach a copy of the certificate and the payment plan, if any, that you developed with the agency.

☐ I received a briefing from an approved credit counseling agency within the 180 days before I filed this bankruptcy petition, but I do not have a certificate of completion.

Within 14 days after you file this bankruptcy petition, you MUST file a copy of the certificate and payment plan, if any.

☐ I certify that I asked for credit counseling services from an approved agency, but was unable to obtain those services during the 7 days after I made my request, and exigent circumstances merit a 30-day temporary waiver of the requirement.

To ask for a 30-day temporary waiver of the requirement, attach a separate sheet explaining what efforts you made to obtain the briefing, why you were unable to obtain it before you filed for bankruptcy, and what exigent circumstances required you to file this case.

Your case may be dismissed if the court is dissatisfied with your reasons for not receiving a briefing before you filed for bankruptcy.

If the court is satisfied with your reasons, you must still receive a briefing within 30 days after you file. You must file a certificate from the approved agency, along with a copy of the payment plan you developed, if any. If you do not do so, your case may be dismissed.

Any extension of the 30-day deadline is granted only for cause and is limited to a maximum of 15 days.

I am not required to receive a briefing a	bout
credit counseling because of:	

☐ Incapacity. I have a mental illness or a mental

deficiency that makes me incapable of realizing or making rational decisions about finances.

☐ **Disability.** My physical disability causes me to be unable to participate in a

briefing in person, by phone, or through the internet, even after I reasonably tried to do so.

Active duty. I am currently on active military duty in a military combat zone.

If you believe you are not required to receive a briefing about credit counseling, you must file a motion for waiver of credit counseling with the court.

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Debtor 1 Mark Joseph Volak First Name Middle Name Last Name Case number (if known)\_

Pa	rt 6: Answer These Ques	tions for Reporting Purposes				
16.	What kind of debts do you have?	16a. Are your debts primarily of as "incurred by an individual pr				
	you nave:	<ul><li>□ No. Go to line 16b.</li><li>☑ Yes. Go to line 17.</li></ul>				
		16b. <b>Are your debts primarily b</b> money for a business or investi				
		<ul><li>□ No. Go to line 16c.</li><li>□ Yes. Go to line 17.</li></ul>				
		16c. State the type of debts you owe	e that are not consumer de	bts or business debts	S.	
17.	Are you filing under Chapter 7?	☐ No. I am not filing under Chapte	er 7. Go to line 18.			
	Do you estimate that after any exempt property is	Yes. I am filing under Chapter 7. administrative expenses ar	Do you estimate that after e paid that funds will be av	any exempt property	is excluded and unsecured creditors?	
	excluded and administrative expenses	▼ No				
	are paid that funds will be available for distribution to unsecured creditors?	☐ Yes				
18.	How many creditors do	<b>X</b> 1-49	1,000-5,000		5,001-50,000	
	you estimate that you owe?	☐ 50-99 ☐ 100-199 ☐ 200-999	5,001-10,000 10,001-25,000		0,001-100,000 lore than 100,000	
19.	How much do you	\$0-\$50,000	□ \$1,000,001-\$10 million		500,000,001-\$1 billion	
	estimate your assets to be worth?	\$50,001-\$100,000 \$100,001-\$500,000	□ \$10,000,001-\$50 millio□ \$50,000,001-\$100 millio		1,000,000,001-\$10 billion 10,000,000,001-\$50 billion	
		□ \$500,001-\$1 million	□ \$100,000,001-\$500 m	illion	ore than \$50 billion	
20.	How much do you estimate your liabilities	\$0-\$50,000 \$50,001-\$100,000	□ \$1,000,001-\$10 million □ \$10,000,001-\$50 million		500,000,001-\$1 billion 1,000,000,001-\$10 billion	
	to be?	\$100,001-\$100,000 \$100,001-\$500,000	\$50,000,001-\$50 million		1,000,000,001-\$10 billion	
	·	□ \$500,001-\$1 million	□ \$100,000,001-\$500 m	illion	ore than \$50 billion	
Pa	rt 7: Sign Below					
Fo	r you	I have examined this petition, and I correct.	declare under penalty of pe	erjury that the informa	ation provided is true and	
		If I have chosen to file under Chapte of title 11, United States Code. I und under Chapter 7.				
		If no attorney represents me and I d this document, I have obtained and			an attorney to help me fill out	
		I request relief in accordance with the	ne chapter of title 11, United	d States Code, specif	fied in this petition.	
		I understand making a false stateme with a bankruptcy case can result in 18 U.S.C. §§ 152, 1341, 1519, and	fines up to \$250,000, or in			
		s/Mark Joseph Volak	<b>×</b>	<b>;</b>		
		Signature of Debtor 1		Signature of Debtor	2	
		Executed on 07/18/2019	<u>Y</u>	Executed on	DD /YYYY	

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Case number (if known)\_

Mark Joseph Volak

Debtor 1

For your attorney, if you are represented by one	I, the attorney for the debtor(s) named in this petition, do to proceed under Chapter 7, 11, 12, or 13 of title 11, Un available under each chapter for which the person is eli- the notice required by 11 U.S.C. § 342(b) and, in a case	ited States Code, and gible. I also certify the	d have explained the relief at I have delivered to the debtor(s)
f you are not represented by an attorney, you do not	knowledge after an inquiry that the information in the so		
need to file this page.	s/Robert H Gourley Jr.	Date	07/18/2019
	Signature of Attorney for Debtor		MM / DD /YYYY
	Robert H Gourley Jr.		
	Printed name		
	Law Offices of Pobert H. Courley Jr. D.A.		
	Law Offices of Robert H. Gourley Jr. P.A. Firm name		
	040 5 8 101 1		
	249 E. Broad Street Number Street		
	Number Sheet		
	Statevsille	NC	28677
	City	State	ZIP Code
	Contact phone (704) 872-5051	Email address	bgourleyjr@ggglaw.com
	19034	NC	
	Bar number	State	

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# Attachment Debtor: Mark Joseph Volak Case No:

Attachment 1

Business Name: dba New Home Team LLC

EIN: 81-5223616

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Fill in this in	formation to iden	tify your case:		
Debtor 1	Mark Joseph Vola	Middle Name	Last Name	
Debtor 2 (Spouse, if filing)		Middle Name	Last Name	
		he: Western District of		
Case number (If known)				

### Official Form 106D

### Schedule D: Creditors Who Have Claims Secured by Property

12/15

☐ Check if this is an amended filing

Be as complete and accurate as possible. If two married people are filing together, both are equally responsible for supplying correct information. If more space is needed, copy the Additional Page, fill it out, number the entries, and attach it to this form. On the top of any additional pages, write your name and case number (if known).

- 1. Do any creditors have claims secured by your property?
  - ☐ No. Check this box and submit this form to the court with your other schedules. You have nothing else to report on this form.
  - Yes. Fill in all of the information below.

for each claim. If more than one creditor	more than one secured claim, list the creditor separately has a particular claim, list the other creditors in Part 2. habetical order according to the creditor's name.	Column A  Amount of claim  Do not deduct the value of collateral.	Column B Value of collateral that supports this claim	Column C Unsecured portion If any
∏ Credit Union Loan Source	Describe the property that secures the claim:	\$22,178.35	\$18,429.00	\$ <u>3,749.35</u>
Creditor's Name  1669 Phoenix Pky, Ste 110  Number Street	2016 Chevrolet Colorado with 81421 miles.			
	As of the date you file, the claim is: Check all that apply.  —  — Contingent			
College Park GA 30349 City State ZIP Code	Unliquidated Disputed			
Who owes the debt? Check one.	Nature of lien. Check all that apply.			
☐ Debtor 1 only ☐ Debtor 2 only	An agreement you made (such as mortgage or secured car loan)			
Debtor 1 and Debtor 2 only	Statutory lien (such as tax lien, mechanic's lien)			
At least one of the debtors and another	Judgment lien from a lawsuit			
☐ Check if this claim relates to a community debt  Date debt was incurred 9/2016	Last 4 digits of account number 0 0 1 0	-		
2	<u> </u>	<b>\$</b>	 \$	<b>\$</b>
Creditor's Name	Describe the property that secures the claim:	Φ 1	_ \$	Φ
Greater & Name				
Number Street	-			
		4		
	As of the date you file, the claim is: Check all that apply.			
	Contingent			
City State 7IP Code	Contingent Unliquidated			
City State ZIP Code	Contingent Unliquidated Disputed			
Who owes the debt? Check one.	Contingent Unliquidated Disputed  Nature of lien. Check all that apply.			
Who owes the debt? Check one.  Debtor 1 only	□ Contingent □ Unliquidated □ Disputed  Nature of lien. Check all that apply. □ An agreement you made (such as mortgage or secured			
Who owes the debt? Check one.  Debtor 1 only Debtor 2 only	□ Contingent □ Unliquidated □ Disputed  Nature of lien. Check all that apply. □ An agreement you made (such as mortgage or secured car loan)			
Who owes the debt? Check one.  Debtor 1 only	□ Contingent □ Unliquidated □ Disputed  Nature of lien. Check all that apply. □ An agreement you made (such as mortgage or secured	•		
Who owes the debt? Check one.  Debtor 1 only Debtor 2 only Debtor 1 and Debtor 2 only	Contingent Unliquidated Disputed  Nature of lien. Check all that apply.  An agreement you made (such as mortgage or secured car loan) Statutory lien (such as tax lien, mechanic's lien)			

Case 19-50439 Doc 1 Filed 07/23/19 Entered 07/23/19 11:36:48 Fill in this information to identify your case: Debtor 1 Mark Joseph Debtor 2 (Spouse, if filing) First Name Middle Name Last Name United States Bankruptcy Court for the: Western District of North Carolina Check if this is an amended filing Official Form 106E/F Schedule E/F: Creditors Who Have Unsecured Claims 12/15 Be as complete and accurate as possible. Use Part 1 for creditors with PRIORITY claims and Part 2 for creditors with NONPRIORITY claims. List the other party to any executory contracts or unexpired leases that could result in a claim. Also list executory contracts on Schedule A/B: Property (Official Form 106A/B) and on Schedule G: Executory Contracts and Unexpired Leases (Official Form 106G). Do not include any creditors with partially secured claims that are listed in Schedule D: Creditors Who Hold Claims Secured by Property. If more space is needed, copy the Part you need, fill it out, number the entries in the boxes on the left. Attach the Continuation Page to this page. On the top of any additional pages, write your name and case number (if known). **List All of Your PRIORITY Unsecured Claims** Part 1: 1. Do any creditors have priority unsecured claims against you? No. Go to Part 2. ☐ Yes. 2. List all of your priority unsecured claims. If a creditor has more than one priority unsecured claim, list the creditor separately for each claim. For each claim listed, identify what type of claim it is. If a claim has both priority and nonpriority amounts, list that claim here and show both priority and nonpriority amounts. As much as possible, list the claims in alphabetical order according to the creditor's name. If you have more than two priority unsecured claims, fill out the Continuation Page of Part 1. If more than one creditor holds a particular claim, list the other creditors in Part 3. (For an explanation of each type of claim, see the instructions for this form in the instruction booklet.) Total claim **Priority** Nonpriority amount amount 2.1 Last 4 digits of account number Priority Creditor's Name When was the debt incurred? Number As of the date you file, the claim is: Check all that apply. Contingent Unliquidated Who incurred the debt? Check one. Disputed Debtor 1 only Debtor 2 only Type of PRIORITY unsecured claim: ☐ Debtor 1 and Debtor 2 only Domestic support obligations ☐ At least one of the debtors and another ☐ Taxes and certain other debts you owe the government Check if this claim is for a community debt Claims for death or personal injury while you were intoxicated Is the claim subject to offset? Other. Specify ☐ No Yes 2.2 Last 4 digits of account number Priority Creditor's Name When was the debt incurred? Number As of the date you file, the claim is: Check all that apply. Contingent ZIP Code Unliquidated Disputed Who incurred the debt? Check one. Debtor 1 only Type of PRIORITY unsecured claim: Debtor 2 only ■ Domestic support obligations ☐ Debtor 1 and Debtor 2 only Taxes and certain other debts you owe the government At least one of the debtors and another ☐ Claims for death or personal injury while you were ☐ Check if this claim is for a community debt intoxicated

☐ No☐ Yes

Is the claim subject to offset?

Other, Specify

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Part 2	List All of Va	THE NONDRIORITY	Y Unsecured Claims
	LISCALI VI I I	JUL ROMFINIONI	i Uliseculeu Ciallis

E	List All of Your NONPRIORITY Unsecured Claims		
	Do any creditors have nonpriority unsecured claims against you?  No. You have nothing to report in this part. Submit this form to the Yes		
	List all of your nonpriority unsecured claims in the alphabetical or priority unsecured claim, list the creditor separately for each claim. For included in Part 1. If more than one creditor holds a particular claim, list	r each claim listed, identify what type of claim it is. Do not list	claims already
			Total claim
1.1	84 Lumber Nonpriority Creditor's Name	Last 4 digits of account number	\$0.00
	c/o Gordon & Rees, LLP 707 Grant Street, Ste 3800  Number Street	When was the debt incurred? 2015	4-11-1
	Pittsburgh PA 15219 City State ZIP Code	As of the date you file, the claim is: Check all that apply.	
	Who incurred the debt? Check one.	☐ Contingent ☐ Unliquidated	
	☐ Debtor 1 only ☐ Debtor 2 only ☐ Debtor 1 and Debtor 2 only	Disputed  Type of NONPRIORITY unsecured claim:	
	At least one of the debtors and another  Check if this claim is for a community debt	<ul><li>Student loans</li><li>Obligations arising out of a separation agreement or divorce</li></ul>	
	Is the claim subject to offset?  ☑ No ☐ Yes	that you did not report as priority claims  Debts to pension or profit-sharing plans, and other similar debts  Other. Specify <b>See Attachment 1</b>	
1.2	Atrium Health	Last 4 digits of account number 6 7 6 1	\$20.02
	Nonpriority Creditor's Name Patient Financial Services Dept. P.O. Box 932715	When was the debt incurred?	
	Number Street  Cleveland OH 44193	As of the date you file, the claim is: Check all that apply.	
	City State ZIP Code  Who incurred the debt? Check one.  Debtor 1 only	<ul><li>□ Contingent</li><li>□ Unliquidated</li><li>□ Disputed</li></ul>	
	☐ Debtor 2 only ☐ Debtor 1 and Debtor 2 only	Type of NONPRIORITY unsecured claim:	
	At least one of the debtors and another	<ul><li>Student loans</li><li>Obligations arising out of a separation agreement or divorce</li></ul>	
	Check if this claim is for a community debt  Is the claim subject to offset?	that you did not report as priority claims  Debts to pension or profit-sharing plans, and other similar debts  Other. Specify Medical Services	
	XI No ☐ Yes		
1.3	BB&T-BR Dept. Nonpriority Creditor's Name	Last 4 digits of account number 8 7 5 6  When was the debt incurred? 2016	\$0.00
	P.O. Box 1847 Number Street	When was the debt incurred? 2016	
	Wilson         NC         27894           City         State         ZIP Code	As of the date you file, the claim is: Check all that apply.	
	Who incurred the debt? Check one.	Contingent	
	☐ Debtor 1 only ☐ Debtor 2 only	☐ Unliquidated ☐ Disputed	
	Debtor 1 and Debtor 2 only	Type of NONPRIORITY unsecured claim:	
	At least one of the debtors and another		
	☐ Check if this claim is for a community debt	<ul> <li>Student loans</li> <li>Obligations arising out of a separation agreement or divorce that you did not report as priority claims</li> </ul>	
	Is the claim subject to offset?  X No  ☐ Yes	Debts to pension or profit-sharing plans, and other similar debts  Other. Specify <u>Corp debt</u>	

Part 2:

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Afte	r listing any entries on this page, number them beginning with	4.5, followed by 4.6, and so forth.	Total claim
4.4	Carolinas Healthcare	Last 4 digits of account number 2 5 6 2	\$25,058.00
	Nonpriority Creditor's Name  5960 Fairview Road	When was the debt incurred?	
	Number Street  Charlotte NC 28210	As of the date you file, the claim is: Check all that apply.	
	City State ZIP Code	Contingent	
	Who incurred the debt? Check one.	☐ Unliquidated ☐ Disputed	
	☐ Debtor 1 only ☐ Debtor 2 only	Type of NONPRIORITY unsecured claim:	
	Debtor 1 and Debtor 2 only	☐ Student loans	
	At least one of the debtors and another	Obligations arising out of a separation agreement or divorce that	
	☐ Check if this claim is for a community debt	you did not report as priority claims  Debts to pension or profit-sharing plans, and other similar debts	
	Is the claim subject to offset?	★ Other. Specify Medical Services	
	X No ☐ Yes		
4.5	Carolinas Phys Network	Last 4 digits of account number 0 5 8 0	\$ <u>707.18</u>
	Nonpriority Creditor's Name	When was the debt incurred?	
	720 E Morehead St Number Street	As of the date you file, the claim is: Check all that apply.	
	Charlotte         NC         28202           City         State         ZIP Code	☐ Contingent	
	•	☐ Unliquidated	
	Who incurred the debt? Check one.  Debtor 1 only	☐ Disputed	
	Debtor 2 only	Type of NONPRIORITY unsecured claim:	
	Debtor 1 and Debtor 2 only	☐ Student loans	
	At least one of the debtors and another	<ul> <li>Obligations arising out of a separation agreement or divorce that you did not report as priority claims</li> </ul>	
	☐ Check if this claim is for a community debt	☐ Debts to pension or profit-sharing plans, and other similar debts	
	Is the claim subject to offset?	★ Other. Specify Medical Services	
	Yes		
4.6	CHS Anesthesia	Last 4 digits of account number 6 9 6 1	<sub>\$</sub> 675.13
	Nonpriority Creditor's Name	When was the debt incurred?	
	8800 N Tryon Street  Number Street	As of the date you file, the claim is: Check all that apply.	
	Charlotte         NC         28203           City         State         ZIP Code	☐ Contingent	
	,	☐ Unliquidated	
	Who incurred the debt? Check one.	☐ Disputed	
	☐ Debtor 1 only ☐ Debtor 2 only	Type of NONPRIORITY unsecured claim:	
	Debtor 1 and Debtor 2 only	☐ Student loans	
	At least one of the debtors and another	Obligations arising out of a separation agreement or divorce that	
	☐ Check if this claim is for a community debt	you did not report as priority claims  Debts to pension or profit-sharing plans, and other similar debts	
	Is the claim subject to offset?	Other. Specify Medical Services	
	X No □ Yes		

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Part 2:

Afte	er listing any entries on this page, number them beginning with	h 4.5, followed by 4.6, and so forth.	Total claim
1.7	Clinton Boyd Little and Sally Thomas Spingler Nonpriority Creditor's Name	Last 4 digits of account number	\$0.00
	c/o T. Dean Amos 1331 N Center Street	When was the debt incurred?	
	Number Street Hickory NC 28601	As of the date you file, the claim is: Check all that apply.	
	City State ZIP Code  Who incurred the debt? Check one.  Debtor 1 only	☐ Contingent ☐ Unliquidated ☐ Disputed	
	Debtor 2 only	Type of NONPRIORITY unsecured claim:	
	☐ Debtor 1 and Debtor 2 only  ☑ At least one of the debtors and another	☐ Student loans	
	☐ Check if this claim is for a community debt	Obligations arising out of a separation agreement or divorce that you did not report as priority claims	
	Is the claim subject to offset?	☐ Debts to pension or profit-sharing plans, and other similar debts ☐ Other. SpecifySee Attachment 2	
	XI No □ Yes		
1.8	EMP of Mecklenburg	Last 4 digits of account number 6 3 8 5	\$ <u>1,387.80</u>
	Nonpriority Creditor's Name	When was the debt incurred?	
	5960 Fairview Road Number Street	As of the date you file, the claim is: Check all that apply.	
	Charlotte         NC         28210           City         State         ZIP Code	Contingent	
	·	☐ Unliquidated	
	Who incurred the debt? Check one.  Debtor 1 only	☐ Disputed	
	Debtor 2 only	Type of NONPRIORITY unsecured claim:	
	☐ Debtor 1 and Debtor 2 only  ☑ At least one of the debtors and another	☐ Student loans	
		<ul> <li>Obligations arising out of a separation agreement or divorce that you did not report as priority claims</li> </ul>	
	☐ Check if this claim is for a community debt  Is the claim subject to offset?	Debts to pension or profit-sharing plans, and other similar debts	
	X No	Other. Specify Medical Services	
	☐ Yes		
1.9	Homesley & Wingo	Last 4 digits of account number 6 9 5 2	\$ <u>1,035.00</u>
	Nonpriority Creditor's Name	— When was the debt incurred?	
	330 S Main Street Number Street		
	Mooresville NC 28115	As of the date you file, the claim is: Check all that apply.	
	City State ZIP Code	☐ Contingent ☐ Unliquidated	
	Who incurred the debt? Check one.	Disputed	
	Debtor 1 only Debtor 2 only	Type of <b>NONPRIORITY</b> unsecured claim:	
	Debtor 1 and Debtor 2 only	☐ Student loans	
	☐ At least one of the debtors and another	Obligations arising out of a separation agreement or divorce that	
	☐ Check if this claim is for a community debt	you did not report as priority claims  Debts to pension or profit-sharing plans, and other similar debts	
	Is the claim subject to offset?	M Other. SpecifyLegal Services	
	No □ Yes		

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Part 2:

er listing any entries on this page, number them beginning wit	n 4.5, followed by 4.6, and so forth.	Total cla
Leslie Reid	Last 4 digits of account number	\$ <u>0.00</u>
Nonpriority Creditor's Name c/o Kevin Donaldson PO Box 3010	When was the debt incurred?	
Number Street	As of the date you file, the claim is: Check all that apply.	
Mooresville NC 28117	<u> </u>	
City State ZIP Code  Who incurred the debt? Check one.	☐ Contingent☐ Unliquidated☐ Disputed☐	
☐ Debtor 1 only ☐ Debtor 2 only	Type of NONPRIORITY unsecured claim:	
Debtor 1 and Debtor 2 only		
At least one of the debtors and another	<ul><li>Student loans</li><li>Obligations arising out of a separation agreement or divorce that</li></ul>	
☐ Check if this claim is for a community debt	you did not report as priority claims	
•	Debts to pension or profit-sharing plans, and other similar debts	
Is the claim subject to offset?	Other. Specify See Attachment 3	
Yes		
Mecklenburg Rad. Assoc	Last 4 digits of account number	\$266.57
Nonpriority Creditor's Name	When was the debt income do	
P.O. Box 221249	When was the debt incurred?	
Number Street	As of the date you file, the claim is: Check all that apply.	
Charlotte NC 28222 City State ZIP Code	Contingent	
, 2 2 2 2	☐ Unliquidated	
Who incurred the debt? Check one.	Disputed	
Debtor 1 only		
Debtor 2 only	Type of <b>NONPRIORITY</b> unsecured claim:	
☐ Debtor 1 and Debtor 2 only  X At least one of the debtors and another	☐ Student loans	
_	Obligations arising out of a separation agreement or divorce that	
☐ Check if this claim is for a community debt	you did not report as priority claims  Debts to pension or profit-sharing plans, and other similar debts	
Is the claim subject to offset?	Other. Specify Medical Services	
XI No □ Yes	· · · · · · · · · · · · · · · · · · ·	
NC Acute Surgery	Last 4 digits of account number 5 9 5 1	<sub>\$</sub> 3,510.9
Nonpriority Creditor's Name	— — — — — — — — — — — — — — — — — — —	
200 Medical Park Dr NE  Number Street	When was the debt incurred?	
Concord NC 28025	As of the date you file, the claim is: Check all that apply.	
City State ZIP Code	Contingent	
Who incurred the debt? Check one.	Unliquidated	
Debtor 1 only	☐ Disputed	
Debtor 2 only	Type of NONPRIORITY unsecured claim:	
Debtor 1 and Debtor 2 only	Student loans	
XI At least one of the debtors and another	Obligations arising out of a separation agreement or divorce that	
☐ Check if this claim is for a community debt	you did not report as priority claims  Debts to pension or profit-sharing plans, and other similar debts	
Is the claim subject to offset?	Other. Specify Medical Services	
X No		
☐ Yes		

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Part 2:

Afte	r listing any entries on this page, number them beginning with	4.5, followed by 4.6, and so forth.	Total claim
4.13	Northcross Nonpriority Creditor's Name  16511 Northcross Drive Number Street Huntersville NC 28078 City State ZIP Code  Who incurred the debt? Check one.  Debtor 1 only Debtor 2 only Debtor 1 and Debtor 2 only At least one of the debtors and another  Check if this claim is for a community debt  Is the claim subject to offset?  No Yes	Last 4 digits of account number 0 9 8 4  When was the debt incurred?  As of the date you file, the claim is: Check all that apply.  Contingent Unliquidated Disputed  Type of NONPRIORITY unsecured claim: Student loans Obligations arising out of a separation agreement or divorce that you did not report as priority claims Debts to pension or profit-sharing plans, and other similar debts  Other. SpecifyMedical Services	\$354.08
4.14	OrthoCarolina Nonpriority Creditor's Name	Last 4 digits of account number	\$101.41
	4601 Park Road, Suite 250	When was the debt incurred?	
	Number Street  Charlotte NC 28209	As of the date you file, the claim is: Check all that apply.	
	City State ZIP Code	Contingent	
	Who incurred the debt? Check one.	☐ Unliquidated☐ Disputed	
	Debtor 1 only	T. (NONDRIADITY	
	☐ Debtor 2 only ☐ Debtor 1 and Debtor 2 only	Type of <b>NONPRIORITY</b> unsecured claim:	
	At least one of the debtors and another	<ul><li>Student loans</li><li>Obligations arising out of a separation agreement or divorce that</li></ul>	
	☐ Check if this claim is for a community debt	you did not report as priority claims  Debts to pension or profit-sharing plans, and other similar debts	
	Is the claim subject to offset?  XI No  Yes	Other. Specify Medical Services	
4.15	Richard Nelson and Barbara Nelson	Last 4 digits of account number	\$ <u>0.00</u>
	Nonpriority Creditor's Name c/o John R Hemphill PO Box 31205	When was the debt incurred?	
	Number Street	As of the date you file, the claim is: Check all that apply.	
	Raleigh         NC         27622           City         State         ZIP Code	□ Contingent	
	Who is suggested that date (0.0)	Unliquidated	
	Who incurred the debt? Check one.  Debtor 1 only	☐ Disputed	
	Debtor 1 only  Debtor 2 only	Type of NONPRIORITY unsecured claim:	
	Debtor 1 and Debtor 2 only	☐ Student loans	
	☐ At least one of the debtors and another	Obligations arising out of a separation agreement or divorce that	
	☐ Check if this claim is for a community debt	you did not report as priority claims  Debts to pension or profit-sharing plans, and other similar debts	
	Is the claim subject to offset?  ☑ No ☐ Yes	Other. Specify corp debt	

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Part 2:

Afte	er listing any entries on this page, number them beginning with	4.5, followed by 4.6, and so forth.	Total claim		
4.16	Sanger Clinic	Last 4 digits of account number 9 8 4 6	\$966.32		
	Nonpriority Creditor's Name P.O. Box 651128	When was the debt incurred?			
	Number Street	As of the date you file, the claim is: Check all that apply.			
	Charlotte NC 28265 City State ZIP Code	Contingent			
	Who incurred the debt? Check one.	☐ Unliquidated☐ Disputed			
	☐ Debtor 1 only ☐ Debtor 2 only	Type of NONPRIORITY unsecured claim:			
	Debtor 1 and Debtor 2 only	Student loans			
	At least one of the debtors and another	☐ Obligations arising out of a separation agreement or divorce that			
	$f \Box$ Check if this claim is for a community debt	you did not report as priority claims  Debts to pension or profit-sharing plans, and other similar debts			
	Is the claim subject to offset?	☑ Other. Specify Medical Services			
	X No ☐ Yes				
4.17	Soott Blook	Last 4 digits of account number	\$0.00		
	Scott Black Nonpriority Creditor's Name		Ψ		
	6344 Shining Rock Court	When was the debt incurred?			
	Number Street  Charlotte NC 28277	As of the date you file, the claim is: Check all that apply.			
	City State ZIP Code	Contingent			
	Who incurred the debt? Check one.	Unliquidated			
	Debtor 1 only	☐ Disputed			
	Debtor 2 only	Type of NONPRIORITY unsecured claim:			
	Debtor 1 and Debtor 2 only	☐ Student loans			
	At least one of the debtors and another	<ul> <li>Obligations arising out of a separation agreement or divorce that you did not report as priority claims</li> </ul>			
	☐ Check if this claim is for a community debt	☐ Debts to pension or profit-sharing plans, and other similar debts			
	Is the claim subject to offset?	Other. Specify contribution, indemnification and all other c	laims		
	<b>⊠</b> No □ Yes				
4.18			<sub>\$</sub> 595.75		
	Surgical Specialists Nonpriority Creditor's Name	Last 4 digits of account number			
	10030 Gilead Rd, Ste 245	When was the debt incurred?			
	Number Street Huntersville NC 28078	As of the date you file, the claim is: Check all that apply.			
	City State ZIP Code	Contingent			
	Who incurred the debt? Check one.	☐ Unliquidated ☐ Disputed			
	☐ Debtor 1 only	Disputed			
	Debtor 2 only	Type of NONPRIORITY unsecured claim:			
	☐ Debtor 1 and Debtor 2 only  ☑ At least one of the debtors and another	☐ Student loans			
		Obligations arising out of a separation agreement or divorce that you did not report as priority claims			
	☐ Check if this claim is for a community debt	Debts to pension or profit-sharing plans, and other similar debts			
	Is the claim subject to offset?	Mother. Specify Medical Services			
	XI No □ Yes				
	<b>=</b> 100		_		

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Part 2:

Afte	er listing any entries on this page, number them beginning with 4.	5, followed by 4.6, and so forth.	Total claim
4.19	Synchrony Bank/Care Credit Nonpriority Creditor's Name	Last 4 digits of account number 6 7 6 3	\$ <u>2,862.95</u>
	P.O. Box 960061  Number Street	When was the debt incurred?	
	Orlando FL 32896	As of the date you file, the claim is: Check all that apply.	
	City State ZIP Code	☐ Contingent ☐ Unliquidated	
	Who incurred the debt? Check one.	☐ Disputed	
	☐ Debtor 1 only ☐ Debtor 2 only	Type of NONPRIORITY unsecured claim:	
	Debtor 1 and Debtor 2 only	☐ Student loans	
	X At least one of the debtors and another	<ul> <li>Obligations arising out of a separation agreement or divorce that you did not report as priority claims</li> </ul>	
	☐ Check if this claim is for a community debt	Debts to pension or profit-sharing plans, and other similar debts	
	Is the claim subject to offset?	Other. Specify Medical Services	
	X No □ Yes		
4.20	16 110 5 1	Last 4 digits of account number 4 1 1 8	\$8,612.69
	Visa US Bank Nonpriority Creditor's Name		ф <u>о,о 12.00</u>
	PO Box 6335	When was the debt incurred? 2018	
	Number Street	As of the date you file, the claim is: Check all that apply.	
	Fargo ND 58125	<u>_</u>	
	City State ZIP Code	☐ Contingent☐ Unliquidated	
	Who incurred the debt? Check one.	☐ Disputed	
	🚨 Debtor 1 only		
	Debtor 2 only	Type of <b>NONPRIORITY</b> unsecured claim:	
	Debtor 1 and Debtor 2 only	☐ Student loans	
	At least one of the debtors and another	Obligations arising out of a separation agreement or divorce that	
	☐ Check if this claim is for a community debt	you did not report as priority claims  Debts to pension or profit-sharing plans, and other similar debts	
	Is the claim subject to offset?	Other. Specify Credit Card Charges	
	X No	, ,	
	☐ Yes		
4.21	W # E	Last 4 digits of account number 4 2 7 5	\$ <u>17,935.16</u>
	Wells Fargo Nonpriority Creditor's Name		
	Attn: Bankruptcy, P.O. Box 13765	When was the debt incurred? 2018	
	Number Street  Roanoke VA 24037	As of the date you file, the claim is: Check all that apply.	
	City State ZIP Code	☐ Contingent	
	Who incorred the debt2 Ct.	Unliquidated	
	Who incurred the debt? Check one.	☐ Disputed	
	☐ Debtor 1 only ☐ Debtor 2 only	Type of NONDRIORITY unaccured element	
	☐ Debtor 2 only ☐ Debtor 1 and Debtor 2 only	Type of NONPRIORITY unsecured claim:	
	At least one of the debtors and another  At least one of the debtors and another	<ul><li>Student loans</li><li>Obligations arising out of a separation agreement or divorce that</li></ul>	
	☐ Check if this claim is for a community debt	you did not report as priority claims	
	·	Debts to pension or profit-sharing plans, and other similar debts	
	Is the claim subject to offset?	Other. Specify Credit Card Charges	
	☐ Yes		

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Part 4:

### Add the Amounts for Each Type of Unsecured Claim

Write that amount here.

6j. Total. Add lines 6f through 6i.

6. Total the amounts of certain types of unsecured claims. This information is for statistical reporting purposes only. 28 U.S.C. §159. Add the amounts for each type of unsecured claim. **Total claim** 6a. Domestic support obligations 6a. **Total claims** from Part 1 6b. Taxes and certain other debts you owe the government 6b. 6c. Claims for death or personal injury while you were intoxicated 6d. Other. Add all other priority unsecured claims. Write that amount here. 6d. 6e. Total. Add lines 6a through 6d. 6e **Total claim** 6f. Student loans 6f. \$0.00 **Total claims** from Part 2 6g. Obligations arising out of a separation agreement or divorce that you did not report as priority \$0.00 6g. 6h. Debts to pension or profit-sharing plans, and other similar debts 6h. \$0.00 6i. Other. Add all other nonpriority unsecured claims.

+ \$64,089.03

\$64,089.03

6j.

## Attachment Debtor: Mark Joseph Volak Case No:

#### Attachment 1

corp debt; 84 Lumber Company LP vs. Compass Building & Realty LLC and Mark J Volak, File No. GD-16-338L; Allegheny County, Pennsylvania Attachment 2

corp debt; Clinton Boyd Little and Sally Thomas Springer vs. Compass Building & realty LLC, Mark J Volak, Scott Y Black, and Building Company No 7 LLC; Lincoln County Superior Court

#### Attachment 3

corp debt; Leslie Reid vs. Compass Building & Realty, LLC, Mark J Volak and Scott Black; File No. 16CVS1476; Iredell County Superior Court

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### UNITED STATES BANKRUPTCY COURT Western District of North Carolina

In re:	Mark Jos	seph Volak			
		202010		Chapter	7
		VERIFICATION	ON OF CRED	TOR MATRIX	X
	attached N	above named debtor(s), or debtor's attorn Master Mailing List of creditors is complete kruptcy Rules and I/we assume all respor	e, correct and consistent v	vith the debtor's schedu	
	Dated:	July 18, 2019	_ Signed:	s/Mark Joseph Vola	k
	Dated:		_ Signed:		
		s/Robert H Gourley Jr. Robert H Gourley Jr. Attorney for Debtor(s) Bar no.: 19034 249 E. Broad Street Statevsille, North Carolina 28677 Telephone No: (704) 872-5051 Fax No: (704) 872-5449			

E-mail address:

bgourleyjr@ggglaw.com

# Case 19-50439 Doc 1 Filed U//23/19 Entered U//25/15 12.05... Mark Joseph Volak Robert H Gourley Jr. 84 Lumber 113 Chaska Loop 249 E. Broad Street c/o Gordon & Rees, LLP Troutman, NC 28166 Statevsille, NC 28677 707 Grant Street, Ste 3800 Pittsburgh, PA 15219

Atrium Health Bankruptcy Administrator BB&T-BR Dept.
Patient Financial Services Dept. 402 W. Trade Street, Ste 200 P.O. Box 1847
P.O. Box 932715 Charlotte, NC 28202-1673 Wilson, NC 27894
Cleveland, OH 44193

Carolinas Healthcare Carolinas Phys Network CHS Anesthesia
5960 Fairview Road 720 E Morehead St 8800 N Tryon Street
Charlotte, NC 28210 Charlotte, NC 28202 Charlotte, NC 28203

Clinton Boyd Little and Sally

Thoma

College Park, GA 30349

Charlotte, NC 28210

Clinton Boyd Little and Sally

Credit Union Loan Source

EMP of Mecklenburg

5960 Fairview Road

Charlotte, NC 28210 Hickory, NC 28601

Homesley & Wingo Internal Revenue Service Iredell County Tax Collector 330 S Main Street P.O Box 7346 PO Box 1027 Mooresville, NC 28115 Philadelphia, PA 19101-7346 Statesville, NC 28687

Leslie Reid Mecklenburg Rad. Assoc NC Acute Surgery c/o Kevin Donaldson P.O. Box 221249 200 Medical Park Dr NE PO Box 3010 Charlotte, NC 28222 Concord, NC 28025 Mooresville, NC 28117

NC Department of Revenue Northcross OrthoCarolina
P.O. Box 1168 16511 Northcross Drive 4601 Park Road, Suite 250
Raleigh, NC 27602 Huntersville, NC 28078 Charlotte, NC 28209

Richard Nelson and Barbara Nelson Sanger Clinic Scott Black c/o John R Hemphill P.O. Box 651128 6344 Shining Rock Court Charlotte, NC 28265 Charlotte, NC 28277 Raleigh, NC 27622

Surgical Specialists
Synchrony Bank/Care Credit
US Attorneys Office
10030 Gilead Rd, Ste 245
P.O. Box 960061
100 Otis Street, Rm 207, US
Huntersville, NC 28078
Orlando, FL 32896
Courtho Asheville, NC 28801

Visa US Bank
PO Box 6335
Fargo, ND 58125

Wells Fargo
Attn: Bankruptcy, P.O. Box 13765
Roanoke, VA 24037